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U.S. PATENT & TRADEMARK OFFICE

03-09-01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 108195.128)

Inventor: Archibald L. J. Brain ) Examiner:  
Reissue of U.S. Patent No.: 5,878,745 )  
Originally Issued: March 9, 1999 )  
Title: GASTRO-LARYNGEAL MASK )

\*\*\*\*\*  
CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.10

I hereby certify that the attached papers and fees are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on March 8, 2001 and is addressed to: **BOX REISSUE**, Assistant Commissioner for Patents, Washington, D.C. 20231.

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*Diana Hayes*

Box Reissue  
Assistant Commissioner For Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Dear Sir:

Enclosed herewith for filing please find the following documents:

1. Reissue Patent Application Transmittal
2. Preliminary Amendment
3. Statement of Non-Assignment
4. Reissue Declaration
5. Offer to Surrender
6. Reissue Application Fee Transmittal Form
7. Copy of Specification pursuant to 37 C.F.R. §1.173(a)(1)
8. Copy of Drawings pursuant to 37 C.F.R. §1.173(a)(2)
9. Return Postcard

Transmittal Letter  
5,878,745  
March 8, 2001



No fees are believed to be due with this communication; however, please charge any additional fees or credit any overpayment associated with this matter to our Deposit Account No. 08-0219.

Respectfully submitted,  
HALE AND DORR LLP

A handwritten signature in black ink, appearing to read "Nancy Chiu".

Nancy Chiu, Ph.D.  
Registration No. 43,545  
Agent for Applicants

Date: March 8, 2001  
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diana havens - h:\chiu\_nancy\legal\docs\brain reissue 5,878,745.doc

03-12-01 03-12-01  
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 DATE OF DEPOSIT March 2001 A/R/ei

Please type a plus sign (+) inside this box →

PTO/SB/50 (08-00)

Approved for use through 12/30/2000. OMB 0651-0033  
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## REISSUE PATENT APPLICATION TRANSMITTAL

MAR 8 2001



Address to:

Assistant Commissioner for Patents  
 Box Reissue  
 Washington, DC 20231

Attorney Docket No.	108195-1268
First Named Inventor	Archibald I.J. Braino
Original Patent Number	5,878,745
Original Patent Issue Date (Month/Day/Year)	March 9, 1999
Express Mail Label No.	EL538704745US

APPLICATION FOR REISSUE OF:

(Check applicable box)



Utility Patent



Design Patent



Plant Patent

### APPLICATION ELEMENTS (37 CFR 1.173)

- Fee Transmittal Form (PTO/ SB/ 56)  
(Submit an original, and a duplicate for fee processing)
- Applicant claims small entity status. See 37 CFR 1.27.
- Specification and Claims in double column copy of patent format (amended, if appropriate)
- Drawing(s) (proposed amendments, if appropriate)
- Reissue Oath/Declaration (original or copy)  
(37 C.F.R. § 1.175) (PTO/SB/51 or 52)
- Original U.S. Patent currently assigned?

Yes  No

(If Yes, check applicable box(es))

Written Consent of all Assignees (PTO/SB/53)  
 37 C.F.R. § 3.73(b) Statement  Power of Attorney  
(PTO/SB/96)

### ACCOMPANYING APPLICATION PARTS

- Statement of status/support for all changes to the claims. See 37 CFR 1.173 (c).
- Original U.S. Patent for surrender (offer to surrender)
  - Ribboned Original Patent Grant
  - Statement of Loss (PTO/SB/55)
- Foreign Priority Claim (35 U.S.C. 119) (if applicable)
- Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
- English Translation of Reissue Oath/Declaration (if applicable)
- Preliminary Amendment
- Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
- Other: .....  
.....  
.....

### 15. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label  or  Correspondence address below  
 (Insert Customer No. or attach bar code label here)

23483

Name	Nancy Chiu, Ph.D.				
	PATENT TRADEMARK OFFICE				
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NAME (Print/Type)	Nancy Chiu, Ph.D.	Registration No. (Attorney/Agent)	43,545
Signature	Nancy Chiu	Date	March 8, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Reissue, Washington, DC 20231.

MAR 08 2001  
PATENT & TRADEMARK OFFICE  
U.S. DEPARTMENT OF COMMERCE

## REISSUE APPLICATION FEE TRANSMITTAL FORM

Docket Number (Optional)  
108195-128

## Claims as Filed - Part 1

Claims in Patent		Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity	
				Rate	Fee	Rate	Fee
(A) 13	Total Claims (37 CFR 1.16(j))	(B) 29	**** 9 = x \$ 9.00 =	81.00		or x \$ _____ =	
(C) 2	Independent claims (37 CFR 1.16(l))	(D) 8	* 6 = x \$ 40.00 =	240.00			
				Basic Fee (37 CFR 1.16(h))		\$ 355.00	
				Total Filing Fee		\$ 676.00	
						OR	

## Claims as Amended - Part 2

	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37 CFR 1.16(j))	***	MINUS	**	* =	x \$ _____ =		x \$ _____ =	
Independent Claims (37 CFR 1.16(l))	***	MINUS	*****	=	x \$ _____ =			
				Total Additional Fee		\$	OR	

\* If the entry in (D) is less than the entry in (C), Write "0" in column 3.

\*\* If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.

\*\*\* After any cancellation of claims.

\*\*\*\* If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).

\*\*\*\*\* "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).

Applicant claims small entity status. See 37 CFR 1.27.

Please charge Deposit Account No. 08-0219 in the amount of \$676.00. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. 08-0219. A duplicate copy of this sheet is enclosed.

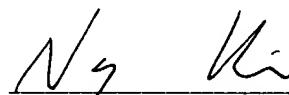
A check in the amount of \$ \_\_\_\_\_ to cover the filing / additional fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

March 8, 2001

Date



Signature of Applicant, Attorney or Agent of Record

Nancy Chiu, Ph.D.; PTO Reg. No. 43,545

Typed or printed name